IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 25TH JULY 2007 / 3RD SRAVANA 1929

Bail Appl..No. 4479 of 2007()

CMP.5473/2007 of J.M.F.C.-II,KOTTARAKKARA
[CRIME NO.58/07 OF KADAKKAL POLICE STATION]

.....

PETITIONER/4TH ACCUSED

AZIM, S/O.HASHIM,
ROADARIKATHU VEEDU, VITHURACHAYAM,
THOLICODU VILLAGE, NEDUMANGAD TALUK.

BY ADV. SRI.R.BINDU (SASTHAMANGALAM)
SRI.PRASANTH M.P

RESPONDENTS: COMPLAINANT

STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 25/07/2007 ALONG WITH BA NO.4486/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.Nos.4479 & 4486 of 2007

Dated this the 25th day of July 2007

O R D E R

Application for regular bail. The petitioner faces allegations along with the co-accused in crimes relating to commission of theft of motor cars. The petitioner is admittedly in custody from 8/6/2007 though there is a dispute about the precise date on which the petitioner was arrested and came into custody for the first time. There is no contention that there is any other case other than these two cases pending against the petitioner. The crux of the allegations is that the petitioner has received stolen motor cars from the other accused.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that regular bail can be granted to the petitioner subject to appropriate conditions which shall ensure the interests of a fair, proper and efficient investigation and shall also ensure that the petitioner does not indulge in such crimes while on bail.

3. In the result, these petitions are allowed. The petitioner shall be released on bail on the following terms and conditions:

i) He shall execute bonds for Rs.2,00,000/- (Rupees two lakhs only) in each case with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

ii) The petitioner shall make himself available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays, Wednesdays and Fridays until further orders.

iii) The petitioner shall not leave the Sessions divisions of Kollam until further orders without the prior permission of the learned Magistrate.

(R.BASANT, JUDGE)

jsr

// True Copy// PA to Judge

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007